

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA	:	Hon. Michael A. Shipp
	:	
v.	:	Crim. No. 22-
	:	
SRINIVAS GADIRAJU	:	18 U.S.C. § 371

INFORMATION

The defendant having waived in open court prosecution by indictment, the United States Attorney for the District of New Jersey charges:

Relevant Individuals and Entities

1. Unless otherwise indicated, at all times relevant to this Information:
 - a. Defendant SRINIVAS GADIRAJU co-owned a pharmacy located in Morris County, New Jersey (the “Pharmacy”).
 - b. “Coconspirator-1” worked as a pharmacy technician and sales representative for the Pharmacy.
 - c. “Coconspirator-2” performed various tasks for the Pharmacy, including coordinating prescription deliveries and helping solicit doctors’ employees to send prescriptions to the Pharmacy.
 - d. “Individual-1” worked as the office manager at the Jersey City, New Jersey office of a doctor who specialized in rheumatology (“Doctor-1”).

The Medicare Program

- e. The Medicare Program (“Medicare”) was a federally funded health

care program, which provided payment for reasonable and medically necessary medical services for certain individuals, primarily the elderly, blind, and disabled.

f. Medicare was a “health care benefit program,” as defined by 18 U.S.C. § 24(b), that affected commerce. Medicare was also a “Federal health care program,” as defined by 42 U.S.C. § 1320a-7b(f).

The Conspiracy

2. From in or about August 2019 to in or about February 2020, in the District of New Jersey and elsewhere, defendant

SRINIVAS GADIRAJU

knowingly and intentionally conspired with Coconspirator-1, Coconspirator-2, and others to commit an offense against the United States, that is, to knowingly and willfully offer and pay remuneration, directly and indirectly, overtly and covertly, in cash and in kind, that is, kickbacks and bribes, in return for referrals of individuals to other persons for the furnishing and arranging for the furnishing of any items and services, and in return for ordering, and arranging for purchasing and ordering any good, facility, service, or item, namely, the referral of prescriptions for patients to the Pharmacy, located in Morris County, New Jersey, for which payment was made in whole or in part under a Federal health care program, namely Medicare, contrary to Title 42, United States Code, Section 1320a-7b(b)(2)(A).

Goal of the Conspiracy

3. The goal of the conspiracy was for SRINIVAS GADIRAJU, Coconspirator-1, Coconspirator-2, and others to fraudulently obtain revenue for the Pharmacy by paying kickbacks and bribes to Individual-1, in exchange for Individual-1 sending or referring prescriptions from Doctor-1's office to the Pharmacy.

Manner and Means of the Conspiracy

4. It was part of the conspiracy that:
- a. From in or about August 2019 to in or about February 2020, SRINIVAS GADIRAJU agreed with Coconspirator-1 and Coconspirator-2 to pay bribes and kickbacks to Individual-1 to induce Individual-1 to send prescriptions from Doctor-1's office to the Pharmacy.
 - b. At first, in agreement with SRINIVAS GADIRAJU and Coconspirator-2, Coconspirator-1 offered and paid Individual-1 approximately \$100 for each prescription that Individual-1 sent to the Pharmacy.
 - c. Several months later, Coconspirator-1 agreed with SRINIVAS GADIRAJU and Coconspirator-2 to pay and in fact did pay Individual-1 approximately \$150 for each prescription that Individual-1 sent to the Pharmacy.
 - d. From the prescriptions that Individual-1 steered to the Pharmacy, the Pharmacy received reimbursement payments from Medicare of approximately \$539,000.

Overt Acts

5. In furtherance of the conspiracy, and to achieve its illegal objectives, SRINIVAS GADIRAJU, Coconspirator-1, Coconspirator-2, and others committed, and caused to be committed, the following acts in the District of New Jersey and elsewhere:

a. On or about August 7, 2019, Coconspirator-1, in agreement with SRINIVAS GADIRAJU and Coconspirator-2, paid Individual-1 a kickback and bribe of approximately \$2,500 cash.

b. On or about December 11, 2019, Coconspirator-1, in agreement with SRINIVAS GADIRAJU and Coconspirator-2, paid Individual-1 a kickback and bribe of approximately \$1,000 cash.

c. On or about January 22, 2020, in a meeting with Coconspirator-1 and Individual-1, SRINIVAS GADIRAJU agreed to increase the value of the kickbacks and bribes paid to Individual-1.

d. On or about February 12, 2020, Coconspirator-1, in agreement with SRINIVAS GADIRAJU and Coconspirator-2, paid Individual-1 a kickback and bribe of approximately \$1,000 cash.

In violation of Title 18, United States Code, Section 371.

FORFEITURE ALLEGATION

1. Upon conviction of the Federal health care offense charged in this Information, the defendant shall forfeit to the United States, pursuant to 18 U.S.C. § 982(a)(7), all property, real or personal, that constituted or was derived, directly and indirectly, from gross proceeds traceable to the commission of the offense.

SUBSTITUTE ASSETS PROVISION

2. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

the United States shall be entitled, pursuant to 21 U.S.C. § 853(p) (as incorporated by 28 U.S.C. § 2461(c) and 18 U.S.C. § 982(b)), to forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.



PHILIP R. RESNIK
United States Attorney

CASE NUMBER: 22-_____

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

SRINIVAS GADIRAJU

INFORMATION FOR

18 U.S.C. § 371

PHILIP R. SELLINGER

U.S. ATTORNEY

NEWARK, NEW JERSEY

JOSHUA L. HABER

ASSISTANT U.S. ATTORNEY

(973) 645-3978
